

# EXHIBIT 1

## **Investigation & Drafting**

Date	Timekeeper	Hourly Rate	Billed Hours	Billed Value	Phase Code	Phase Description	Task Code	Task Description	Allocated Hours	Allocated Value	Narrative
07/21/14	Badini, Aldo A.	\$882.00	0.50	\$441.00	L300	Discovery	L390	Written Discovery	0.50	\$441.00	Attention to potential spoliation issues including communications with Mr. Rosenthal and Ms. Obi regarding law and factual timeline
07/21/14	Obi, Shawn R.		5.70	\$2,177.40	L100	Case Assessment, Development, and Administration	L120	Fact Investigation/Development	1.00	\$381.00	Prepare timeline of events re spoliation issues [REDACTED]
07/24/14	Badini, Aldo A.	\$882.00	1.75	\$1,543.50	L300	Discovery	L390	Written Discovery	1.75	\$1,543.50	Communications with Ms. Logoluso and Mr. Costello regarding follow up production issues re PilePro and Montrose and spoliation issues in preparation for meet and confer; attention to proposed discovery from Skyline and communications with Ms. Logoluso regarding same; review memorandum by Mr. Costello regarding adverse inference issues and follow up with team regarding same; commence review of Montrose transcript with eye toward follow up and spoliation issues
07/24/14	Costello, Christopher C.	\$550.00	3.80	\$2,090.00	L100	Case Assessment, Development, and Administration	L120	Fact Investigation/Development	3.80	\$2,090.00	Draft overview of sanctions and adverse inference law in SDNY; circulate same;
07/25/14	Badini, Aldo A.	\$882.00	1.50	\$1,323.00	L300	Discovery	L390	Written Discovery	1.50	\$1,323.00	Commence review of Montrose deposition transcript and numerous communications with Mr. Costello and Ms. Logoluso regarding follow up with Montrose and PilePro regarding ediscovery and spoliation issues
07/25/14	Costello, Christopher C.	\$550.00	3.00	\$1,650.00	L100	Case Assessment, Development, and Administration	L120	Fact Investigation/Development	0.50	\$275.00	[REDACTED] review A. Badini e-mails; prepare for meet and confer [REDACTED] call with J. Logoluso and opposing counsel re meet and confer
07/28/14	Badini, Aldo A.	\$882.00	0.75	\$661.50	L300	Discovery	L390	Written Discovery	0.75	\$661.50	Communications regarding spoliation issues and meet and confer with PilePro and Montrose; conference call with Ms. Logoluso and Ms. Obi regarding adverse inference legal research issues
07/28/14	Badini, Aldo A.	\$882.00	0.25	\$220.50	L100	Case Assessment, Development, and Administration	L110	Fact Investigation/Development	0.25	\$220.50	Communications regarding tracking down witnesses in Texas including Esteban regarding potential document spoliation issues
07/28/14	Costello, Christopher C.	\$550.00	0.90	\$495.00	L100	Case Assessment, Development, and Administration	L120	Fact Investigation/Development	0.90	\$495.00	E-mails with J. Logoluso; discuss Google Analytics with S. Cohen; e-mails from A. Badini
07/28/14	Obi, Shawn R.	\$382.00	5.10	\$1,948.20	L300	Discovery	L320	Written Discovery	1.00	\$382.00	[REDACTED] strategize re adverse inference and spoliation research
07/29/14	Costello, Christopher C.	\$550.00	1.60	\$880.00	L100	Case Assessment, Development, and Administration	L120	Fact Investigation/Development	1.00	\$550.00	Review Strasser depo transcript; e-mails with J. Logoluso re search terms; review opposing counsel response and e-mail J. Logoluso re same
07/30/14	Badini, Aldo A.	\$882.00	0.20	\$176.40	L100	Case Assessment, Development, and Administration	L110	Fact Investigation/Development	0.20	\$176.40	Attention to reports from Ms. Logoluso regarding witness interviews including relating to Esteban
07/30/14	Costello, Christopher C.	\$550.00	0.90	\$495.00	L100	Case Assessment, Development, and Administration	L120	Fact Investigation/Development	0.40	\$220.00	Call with J. Logoluso re ESI handling; [REDACTED]
07/30/14	Logoluso, Jenna W.	\$475.00	5.00	\$2,375.00	L100	Case Assessment, Development, and Administration	L120	Fact Investigation/Development	0.40	\$190.00	[REDACTED] teleconference with E. Castoreno re work at LB&M; teleconference with C. Costello; [REDACTED]
08/17/14	Obi, Shawn R.	\$382.00	4.20	\$1,604.40	L100	Case Assessment, Development, and Administration	L120	Fact Investigation/Development	4.20	\$1,604.40	Research case law re auto deletion and routine destruction of documents and discovery sanctions for spoliation
08/18/14	Obi, Shawn R.	\$382.00	4.50	\$1,719.00	L200	Pre-Trial Pleadings and Motions	L240	Pleadings	3.00	\$1,146.00	Draft research memorandum re spoliation issues; [REDACTED] revise memorandum re electronic discovery
08/19/14	Costello, Christopher C.	\$550.00	2.00	\$1,100.00	L100	Case Assessment, Development, and Administration	L120	Fact Investigation/Development	2.00	\$1,100.00	Review isheetpile chats; discuss same and lack of metadata with J. Logoluso; review additional cases on spoliation and e-mails with J. Logoluso re team call; discuss search term results with J. Logoluso
08/21/14	Badini, Aldo A.	\$882.00	0.25	\$220.50	L100	Case Assessment, Development, and Administration	L120	Fact Investigation/Development	0.25	\$220.50	Communications with Ms. Obi regarding spoliation issues; attention to new SDNY spoliation case and communications with Ms. Obi regarding same
08/24/14	Logoluso, Jenna W.	\$475.00	1.70	\$807.50	L300	Discovery	L390	Written Discovery	0.50	\$237.50	[REDACTED] review research re spoliation; [REDACTED]
08/25/14	Badini, Aldo A.	\$882.00	0.20	\$176.40	L300	Discovery	L330	Written Discovery	0.20	\$176.40	Communications with Ms. Logoluso regarding Maake deposition and spoliation issues
08/28/14	Badini, Aldo A.	\$882.00	3.00	\$2,646.00	L300	Discovery	L390	Written Discovery	0.50	\$441.00	[REDACTED] attention to spoliation issues including review of latest Mitchell letter and communications with Ms. Logoluso regarding same; [REDACTED]
08/29/14	Badini, Aldo A.	\$882.00	0.25	\$220.50	L300	Discovery	L350	Written Discovery	0.25	\$220.50	Communications with Ms. Logoluso regarding potential spoliation motion and Google analytics issue

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08/29/14	Costello, Christopher C.	\$550.00	1.90	\$1,045.00	L100	Case Assessment, Development, and Administration	L120	Fact Investigation/Development	1.90	\$1,045.00	Review e-mail re spoliation considerations; e-mails and calls with J. Logoluso; review documents produced by opposing counsel
09/01/14	Costello, Christopher C.	\$550.00	2.50	\$1,375.00	L100	Case Assessment, Development, and Administration	L120	Fact Investigation/Development	2.50	\$1,375.00	Review Wendt and Strasser depositions; draft notes for follow up at Maake deposition
09/08/14	Logoluso, Jenna W.	\$475.00	3.00	\$1,425.00	L100	Case Assessment, Development, and Administration	L120	Fact Investigation/Development	0.75	\$356.25	review spoliation memo
09/15/14	Badini, Aldo A.	\$882.00	0.75	\$661.50	L300	Discovery	L350	Written Discovery	0.75	\$661.50	Communications with Ms. Logoluso and Mr. Costello regarding potential spoliation motion follow up regarding same
09/15/14	Logoluso, Jenna W.	\$475.00	7.60	\$3,610.00	L100	Case Assessment, Development, and Administration	L120	Fact Investigation/Development	0.30	\$142.50	teleconferences with A. Badini re same and re spoliation motion
09/15/14	Costello, Christopher C.	\$550.00	2.50	\$1,375.00	L100	Case Assessment, Development, and Administration	L120	Fact Investigation/Development	1.50	\$825.00	E-mails with A. Badini and J. Logoluso re Maake deposition and strategy re spoliation motion; call with J. Logoluso re discovery issues;
10/10/14	Costello, Christopher C.	\$550.00	0.70	\$385.00	L100	Case Assessment, Development, and Administration	L120	Fact Investigation/Development	0.40	\$220.00	e-mails re Maake deposition preparation
10/13/14	Badini, Aldo A.	\$882.00	0.50	\$441.00	L300	Discovery	L330	Written Discovery	0.50	\$441.00	Communications with Ms. Logoluso regarding Maake deposition and strategic issues regarding same; comments on draft outline of deposition questions and communications with Ms. Logoluso regarding same
10/13/14	Costello, Christopher C.	\$550.00	2.20	\$1,210.00	L100	Case Assessment, Development, and Administration	L120	Fact Investigation/Development	2.20	\$1,210.00	Review and revise Maake depo outline; send same to J. Logoluso; call re scheduling; call with J. Logoluso re Maake deposition
10/14/14	Badini, Aldo A.	\$882.00	2.50	\$2,205.00	L200	Pre-Trial Pleadings and Motions	L240	Pleadings	0.50	\$441.00	communications with team regarding potential spoliation motion
10/15/14	Badini, Aldo A.	\$882.00	0.50	\$441.00	L200	Pre-Trial Pleadings and Motions	L250	Pleadings	0.50	\$441.00	Meeting with Mr. Costello regarding potential spoliation motion; communications with Ms. Logoluso regarding same
10/15/14	Costello, Christopher C.	\$550.00	0.60	\$330.00	L100	Case Assessment, Development, and Administration	L120	Fact Investigation/Development	0.60	\$330.00	Discuss status and strategy with A. Badini; e-mail J. Logoluso re same
10/21/14	Badini, Aldo A.	\$882.00	0.50	\$441.00	L100	Case Assessment, Development, and Administration	L120	Fact Investigation/Development	0.50	\$441.00	Communications with team regarding attorneys fees and spoliation motions and issues relating to same
10/21/14	Costello, Christopher C.	\$550.00	0.70	\$385.00	L100	Case Assessment, Development, and Administration	L120	Fact Investigation/Development	0.70	\$385.00	Call with J. Logoluso re status and spoliation motion; e-mails from A. Badini re same
10/21/14	Logoluso, Jenna W.	\$475.00	11.40	\$5,415.00	L200	Pre-Trial Pleadings and Motions	L240	Pleadings	0.50	\$237.50	teleconference with C. Costello spoliation
10/22/14	Costello, Christopher C.	\$550.00	1.20	\$660.00	L100	Case Assessment, Development, and Administration	L120	Fact Investigation/Development	1.20	\$660.00	Draft outline of sanctions motion; send same to J. Rosenthal and J. Logoluso; e-mails with K. Budnick and J. Logoluso re production issues
10/24/14	Badini, Aldo A.	\$882.00	2.00	\$1,764.00	L100	Case Assessment, Development, and Administration	L120	Fact Investigation/Development	0.50	\$441.00	participation in team call to discuss same as well as other strategic issues including response to withdrawal motion and spoliation motion
10/26/14	Costello, Christopher C.	\$550.00	1.00	\$550.00	L100	Case Assessment, Development, and Administration	L120	Fact Investigation/Development	1.00	\$550.00	Review sanctions decisions; draft legal standard section for spoliation motion;
11/01/14	Costello, Christopher C.	\$550.00	0.50	\$275.00	L100	Case Assessment, Development, and Administration	L120	Fact Investigation/Development	0.50	\$275.00	E-mails with J. Logoluso re status and strategy; review comments on draft spoliation brief
11/10/14	Logoluso, Jenna W.	\$475.00	4.50	\$2,137.50	L300	Discovery	L330	Written Discovery	0.25	\$118.75	teleconference with C. Costello re spoliation motion;
11/10/14	Costello, Christopher C.	\$550.00	0.60	\$330.00	L100	Case Assessment, Development, and Administration	L120	Fact Investigation/Development	0.60	\$330.00	E-mails with A. Badini and J. Logoluso re status and strategy; review motion for summary judgment for inclusion of facts in spoliation motion
11/11/14	Logoluso, Jenna W.	\$475.00	1.20	\$570.00	L300	Discovery	L330	Written Discovery	0.75	\$356.25	call Court re spoliation motion teleconference with C. Costello re spoliation motion;
11/11/14	Costello, Christopher C.	\$550.00	0.20	\$110.00	L100	Case Assessment, Development, and Administration	L120	Fact Investigation/Development	0.20	\$110.00	E-mails with J. Logoluso re status

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11/12/14	Badini, Aldo A.	\$882.00	0.50	\$441.00	L300	Discovery	L350	Written Discovery	0.50	\$441.00	Attention to spoliation motion and communications with team regarding same
11/13/14	Costello, Christopher C.	\$550.00	0.70	\$385.00	L100	Case Assessment, Development, and Administration	L120	Fact Investigation/Development	0.70	\$385.00	Draft spoliation motion
11/14/14	Costello, Christopher C.	\$550.00	3.00	\$1,650.00	L100	Case Assessment, Development, and Administration	L120	Fact Investigation/Development	3.00	\$1,650.00	Draft spoliation motion; circulate same to A. Badini and J. Logoluso
11/17/14	Badini, Aldo A.	\$882.00	0.50	\$441.00	L200	Pre-Trial Pleadings and Motions	L250	Pleadings	0.25	\$220.50	Comments on draft spoliation motion and communications with Mr. Costello regarding same
11/17/14	Costello, Christopher C.	\$550.00	0.90	\$495.00	L100	Case Assessment, Development, and Administration	L120	Fact Investigation/Development	0.90	\$495.00	E-mails with S. Obi and K. Budnick re custodians; review comments to spoliation motion from A. Badini; revise motion
11/18/14	Costello, Christopher C.	\$550.00	1.30	\$715.00	L100	Case Assessment, Development, and Administration	L120	Fact Investigation/Development	0.50	\$275.00	discuss results of Borger depo and effect on spoliation motion work on motion
11/19/14	Badini, Aldo A.	\$882.00	2.00	\$1,764.00	L200	Pre-Trial Pleadings and Motions	L250	Pleadings	0.25	\$220.50	telephone call with Mr. Costello regarding spoliation motion issues;
11/19/14	Costello, Christopher C.	\$550.00	2.70	\$1,485.00	L100	Case Assessment, Development, and Administration	L120	Fact Investigation/Development	2.70	\$1,485.00	Revise spoliation brief; discuss results of depositions with A. Badini for inclusion in the motion; review Borger deposition transcript; research Paper Trail and Google Analytics
11/20/14	Costello, Christopher C.	\$550.00	2.50	\$1,375.00	L100	Case Assessment, Development, and Administration	L120	Fact Investigation/Development	1.20	\$660.00	revise spoliation motion; review memo re Google Analytics information
11/21/14	Costello, Christopher C.	\$550.00	1.10	\$605.00	L100	Case Assessment, Development, and Administration	L120	Fact Investigation/Development	1.10	\$605.00	Revise spoliation motion; research comparison grid and Papertrail; e-mail J. Logoluso and A. Badini re same
11/24/14	Costello, Christopher C.	\$550.00	1.00	\$550.00	L100	Case Assessment, Development, and Administration	L120	Fact Investigation/Development	1.00	\$550.00	Review Google Analytics data; work on motion
11/25/14	Logoluso, Jenna W.	\$475.00	6.60	\$3,135.00	L200	Pre-Trial Pleadings and Motions	L210	Pleadings	0.50	\$237.50	teleconference with C. Costello re spoliation
11/25/14	Costello, Christopher C.	\$550.00	4.50	\$2,475.00	L100	Case Assessment, Development, and Administration	L120	Fact Investigation/Development	4.50	\$2,475.00	Review and analyze Google Analytics data; discuss same and spoliation motion with A. Badini; meet with C. Shea and J. Doran re completing analysis of produced documents and information; review opposition to summary judgment; revise draft of spoliation motion; call with G. Camisa re: deposition exhibits and
11/26/14	Costello, Christopher C.	\$550.00	1.70	\$935.00	L100	Case Assessment, Development, and Administration	L120	Fact Investigation/Development	1.70	\$935.00	Draft preliminary statement and revise memo to include additional PilePro conduct; research Papertrail capabilities; review spreadsheet re Google Analytics data
12/01/14	Costello, Christopher C.	\$550.00	2.00	\$1,100.00	L100	Case Assessment, Development, and Administration	L120	Fact Investigation/Development	2.00	\$1,100.00	Draft and revise memo of law on spoliation; circulate same to A. Badini
12/02/14	Badini, Aldo A.	\$882.00	2.00	\$1,764.00	L200	Pre-Trial Pleadings and Motions	L250	Pleadings	2.00	\$1,764.00	Review draft of spoliation motion and comments regarding same; communications with team regarding necessary factual and legal research; analysis of select deposition testimony regarding various preservation and spoliation issues
12/02/14	Logoluso, Jenna W.	\$475.00	8.80	\$4,180.00	L200	Pre-Trial Pleadings and Motions	L240	Pleadings	0.50	\$237.50	email correspondence re spoliation motion; teleconference with C. Costello re spoliation motion; teleconference with G. Camisa re expert meeting and reply brief logistics; teleconference with F. Restagno re legal research for reply brief; continue drafting bad faith section of reply brief; continue drafting responses and objections to 56.1 statement; draft insert for spoliation brief
12/02/14	Costello, Christopher C.	\$550.00	3.50	\$1,925.00	L100	Case Assessment, Development, and Administration	L120	Fact Investigation/Development	3.50	\$1,925.00	Research caselaw on obligation to inform 3rd parties of litigation hold; draft and revise spoliation memo to include same; e-mails to A. Badini re issues for spoliation motion; circulate Google Analytics summary spreadsheet; discuss same with J. Logoluso
12/03/14	Badini, Aldo A.	\$882.00	2.00	\$1,764.00	L200	Pre-Trial Pleadings and Motions	L250	Pleadings	2.00	\$1,764.00	Comments on brief in support of draft spoliation motion; attention to initial disclosures relating to PilePro custody and control over third parties; communications with Mr. Costello regarding proposed inserts to draft brief based on PilePro admissions in response to summary judgment motion

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12/03/14	Logoluso, Jenna W.	\$475.00	9.50	\$4,512.50	L200	Pre-Trial Pleadings and Motions	L240	Pleadings	0.50	\$237.50	teleconference with C. Costello re spoliation brief
12/03/14	Costello, Christopher C.	\$550.00	4.70	\$2,585.00	L100	Case Assessment, Development, and Administration	L120	Fact Investigation/Development	4.70	\$2,585.00	Draft and revise spoliation motion; discuss same with A. Badini; call with case team re: status and strategy; review e-mails from J. Logoluso re scheduling
12/04/14	Badini, Aldo A.	\$882.00	1.00	\$882.00	L200	Pre-Trial Pleadings and Motions	L250	Pleadings	1.00	\$882.00	Comments on draft spoliation motion brief; communications with client regarding same
12/04/14	Costello, Christopher C.	\$550.00	2.00	\$1,100.00	L100	Case Assessment, Development, and Administration	L120	Fact Investigation/Development	2.00	\$1,100.00	Discuss status and timing of spoliation motion with L. Lerner and J. Logoluso; review and revise memo of law to include A. Badini comments; e-mail from J. Logoluso re Hague Convention timing
12/05/14	Badini, Aldo A.	\$882.00	1.75	\$1,543.50	L200	Pre-Trial Pleadings and Motions	L250	Pleadings	1.75	\$1,543.50	Comments on draft brief in support of spoliation motion and communications with Mr. Costello and client regarding same; communications with Mr. Lazar regarding comments
12/05/14	Costello, Christopher C.	\$550.00	2.60	\$1,430.00	L100	Case Assessment, Development, and Administration	L120	Fact Investigation/Development	1.50	\$825.00	draft response to client question re trigger or obligation to preserve; discuss same with A. Badini; revise motion to incorporate J. Lazar comments;
12/06/14	Badini, Aldo A.	\$882.00	0.10	\$88.20	L200	Pre-Trial Pleadings and Motions	L250	Pleadings	0.10	\$88.20	Communications with Mr. Costello regarding status of spoliation brief and supporting declaration
12/06/14	Costello, Christopher C.	\$550.00	2.50	\$1,375.00	L100	Case Assessment, Development, and Administration	L120	Fact Investigation/Development	2.50	\$1,375.00	Draft affirmation re spoliation motion; review and revise motion; e-mail G. Camisa re cite checking
12/07/14	Badini, Aldo A.	\$882.00	1.00	\$882.00	L200	Pre-Trial Pleadings and Motions	L250	Pleadings	1.00	\$882.00	Comments on latest draft of spoliation brief and communications with Mr. Costello regarding same
12/07/14	Costello, Christopher C.	\$550.00	3.50	\$1,925.00	L100	Case Assessment, Development, and Administration	L120	Fact Investigation/Development	3.50	\$1,925.00	Draft and revise affirmation in support; revise memo of law; e-mails with G. Camisa and J. Logoluso; e-mails with J. Logoluso re comments to same
12/08/14	Badini, Aldo A.	\$882.00	1.00	\$882.00	L200	Pre-Trial Pleadings and Motions	L250	Pleadings	1.00	\$882.00	Final comments on draft spoliation motion brief and communications with Mr. Costello regarding same
12/08/14	Logoluso, Jenna W.	\$475.00	8.90	\$4,227.50	L200	Pre-Trial Pleadings and Motions	L240	Pleadings	0.50	\$237.50	teleconference with C. Costello re spoliation filing;
12/08/14	Costello, Christopher C.	\$550.00	8.50	\$4,675.00	L100	Case Assessment, Development, and Administration	L120	Fact Investigation/Development	8.50	\$4,675.00	Draft and revise motion for sanctions; prepare exhibits for filing; finalize and file same
12/12/14	Badini, Aldo A.	\$882.00	1.00	\$882.00	L200	Pre-Trial Pleadings and Motions	L250	Pleadings	0.25	\$220.50	communications with Mr. Costello regarding spoliation motion schedule and negotiations with PilePro counsel
12/12/14	Costello, Christopher C.	\$550.00	1.00	\$550.00	L100	Case Assessment, Development, and Administration	L120	Fact Investigation/Development	1.00	\$550.00	E-mail from A. Badini re discussion with D. Mitchell; calls with M. Van re briefing schedule for spoliation motion; e-mails with A. Badini re same; send e-mail to M. Van confirming dates
12/15/14	Logoluso, Jenna W.	\$475.00	3.10	\$1,472.50	L200	Pre-Trial Pleadings and Motions	L210	Pleadings	0.30	\$142.50	teleconference with C. Costello re spoliation;
12/15/14	Badini, Aldo A.	\$882.00	3.00	\$2,646.00	L200	Pre-Trial Pleadings and Motions	L250	Pleadings	0.25	\$220.50	communications regarding spoliation motion briefing schedule
12/15/14	Costello, Christopher C.	\$550.00	1.20	\$660.00	L100	Case Assessment, Development, and Administration	L120	Fact Investigation/Development	1.20	\$660.00	Draft stipulation re briefing schedule and circulate same for approval
01/10/15	Logoluso, Jenna W.	\$475.00	0.20	\$95.00	L200	Pre-Trial Pleadings and Motions	L210	Pleadings	0.20	\$95.00	Attention to email correspondence re PilePro's opposition to spoliation motion
01/10/15	Costello, Christopher C.	\$550.00	1.00	\$550.00	L100	Case Assessment, Development, and Administration	L120	Fact Investigation/Development	1.00	\$550.00	Review opposition to motion for spoliation sanctions; e-mail team thoughts re same
01/10/15	Badini, Aldo A.	\$882.00	1.50	\$1,323.00	L200	Pre-Trial Pleadings and Motions	L250	Pleadings	1.50	\$1,323.00	Review PilePro brief and declaration in opposition to motion for spoliation sanctions and communications with team regarding possible ideas for reply brief; communications with team regarding necessary factual work for declaration; setting up call to discuss reply brief
01/11/15	Costello, Christopher C.	\$550.00	3.00	\$1,650.00	L100	Case Assessment, Development, and Administration	L120	Fact Investigation/Development	3.00	\$1,650.00	Review opposition to spoliation motion and cases cited by defendants; research additional case law
01/11/15	Johnson, Merritt D.	\$643.00	2.44	\$1,568.92	L200	Pre-Trial Pleadings and Motions	L250	Pleadings	2.44	\$1,568.92	Review PilePro's response to Spoliation motion.
01/12/15	Badini, Aldo A.	\$882.00	0.50	\$441.00	L200	Pre-Trial Pleadings and Motions	L250	Pleadings	0.50	\$441.00	Preparation for and participation in team call regarding possible response to PilePro opposition to spoliation sanctions request; follow up discussions regarding same
01/13/15	Costello, Christopher C.	\$550.00	0.30	\$165.00	L100	Case Assessment, Development, and Administration	L120	Fact Investigation/Development	0.30	\$165.00	Discuss opposition points with J. Rosenthal

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01/14/15	Costello, Christopher C.	\$550.00	0.40	\$220.00	L100	Case Assessment, Development, and Administration	L120	Fact Investigation/Development	0.40	\$220.00	Discuss discovery requests to G. McShane with J. Logoluso; send definitions of Google Analytics and Papertrail
01/18/15	Costello, Christopher C.	\$550.00	1.00	\$550.00	L200	Pre-Trial Pleadings and Motions	L250	Pleadings	1.00	\$550.00	Review spoliation briefing and strategize re reply brief
01/19/15	Badini, Aldo A.	\$882.00	0.25	\$220.50	L200	Pre-Trial Pleadings and Motions	L250	Pleadings	0.25	\$220.50	Telephone call with Mr. Costello regarding proposed strategy and outline for reply brief on spoliation motion
01/20/15	Costello, Christopher C.	\$550.00	0.50	\$275.00	L100	Case Assessment, Development, and Administration	L120	Fact Investigation/Development	0.50	\$275.00	Revise outline for reply brief on spoliation motion; circulate same
01/21/15	Badini, Aldo A.	\$882.00	0.20	\$176.40	L200	Pre-Trial Pleadings and Motions	L250	Pleadings	0.20	\$176.40	Comments on draft outline of reply brief on spoliation motion and communications with Mr. Costello regarding same
01/21/15	Costello, Christopher C.	\$550.00	1.30	\$715.00	L100	Case Assessment, Development, and Administration	L120	Fact Investigation/Development	0.70	\$385.00	discuss status of spoliation motion reply; review A. Badini comments to spoliation reply outline;
01/23/15	Costello, Christopher C.	\$550.00	0.40	\$220.00	L100	Case Assessment, Development, and Administration	L120	Fact Investigation/Development	0.40	\$220.00	E-mails from J. Logoluso re McShane depo and adjournment of reply date on spoliation motion
01/28/15	Costello, Christopher C.	\$550.00	0.60	\$330.00	L100	Case Assessment, Development, and Administration	L120	Fact Investigation/Development	0.30	\$165.00	E-mails with A. Badini re status of spoliation and McShane prep; review decision on Hague Convention motion
01/31/15	Logoluso, Jenna W.	\$475.00	0.20	\$95.00	L100	Case Assessment, Development, and Administration	L120	Fact Investigation/Development	0.20	\$95.00	Attention to email re sanctions
02/03/15	Costello, Christopher C.	\$550.00	0.80	\$440.00	L100	Case Assessment, Development, and Administration	L120	Fact Investigation/Development	0.80	\$440.00	Call with case team re strategy; discuss spoliation motion exhibits with J. Logoluso and G. Camisa
02/06/15	Logoluso, Jenna W.	\$475.00	2.40	\$1,140.00	L200	Pre-Trial Pleadings and Motions	L210	Pleadings	1.50	\$712.50	review spoliation briefing and review/analyze e mail correspondence for purpose of replying to same
03/21/15	Costello, Christopher C.	\$568.00	5.00	\$2,840.00	L100	Case Assessment, Development, and Administration	L120	Fact Investigation/Development	5.00	\$2,840.00	Draft and revise reply brief on spoliation motion; research caselaw re same
03/22/15	Costello, Christopher C.	\$568.00	4.00	\$2,272.00	L100	Case Assessment, Development, and Administration	L120	Fact Investigation/Development	3.50	\$1,988.00	Draft and revise reply brief on spoliation motion;
03/22/15	Badini, Aldo A.	\$908.00	1.00	\$908.00	L200	Pre-Trial Pleadings and Motions	L250	Pleadings	0.40	\$363.20	comments on draft reply brief in support of spoliation sanctions and communications with Mr. Costello regarding same
03/24/15	Badini, Aldo A.	\$908.00	0.50	\$454.00	L300	Discovery	L350	Written Discovery	0.25	\$227.00	comments on draft reply brief in support of spoliation motion
03/24/15	Costello, Christopher C.	\$568.00	4.20	\$2,385.60	L100	Case Assessment, Development, and Administration	L120	Fact Investigation/Development	3.00	\$1,704.00	Draft and revise spoliation reply;
03/25/15	Badini, Aldo A.	\$908.00	0.40	\$363.20	L300	Discovery	L350	Written Discovery	0.40	\$363.20	Comments on latest draft of reply brief in support of spoliation motion and communications with Mr. Costello regarding same
03/25/15	Costello, Christopher C.	\$568.00	5.00	\$2,840.00	L100	Case Assessment, Development, and Administration	L120	Fact Investigation/Development	5.00	\$2,840.00	Draft and revise spoliation motion; draft and revise declaration; prepare exhibits
03/25/15	Camisa, Gloria D.	\$286.00	2.00	\$572.00	L300	Discovery	L330	Written Discovery	1.50	\$429.00	Cite check spoliation sanctions reply brief; prepare table of authorities; confer with C. Costello re same;
03/26/15	Restagno, Frank S.	\$371.00	4.05	\$1,502.55	L300	Discovery	L350	Written Discovery	4.05	\$1,502.55	Prepare for filing reply brief in support of motion for spoliation sanctions
03/26/15	Costello, Christopher C.	\$568.00	3.50	\$1,988.00	L100	Case Assessment, Development, and Administration	L120	Fact Investigation/Development	3.50	\$1,988.00	Draft and revise brief; finalize motion and file same
03/31/15	Badini, Aldo A.	\$908.00	0.20	\$181.60	L300	Discovery	L390	Written Discovery	0.20	\$181.60	Communications with Mr. Costello, including meeting, regarding privilege and spoliation disputes and scheduling meet and confer
04/06/15	Costello, Christopher C.	\$568.00	1.70	\$965.60	L100	Case Assessment, Development, and Administration	L120	Fact Investigation/Development	0.70	\$397.60	draft insert for supplemental brief on spoliation questions from Judge Furman
04/07/15	Costello, Christopher C.	\$568.00	0.50	\$284.00	L100	Case Assessment, Development, and Administration	L120	Fact Investigation/Development	0.25	\$142.00	E-mails with J. Logoluso re insert for supplemental brief;
04/08/15	Costello, Christopher C.	\$568.00	4.50	\$2,556.00	L100	Case Assessment, Development, and Administration	L120	Fact Investigation/Development	1.00	\$568.00	revise supplemental briefing and re-circulate same
	Original Total		253.29	\$141,901.37				Allocated Total	148.24	\$86,730.62	

## **Allocated Time Related To Taking Depositions**



Date	Timekeeper	Hourly Rate	Billed Hours	Billed Value	Phase Code	Phase Description	Task Code	Task Description	Allocated Hours	Allocated Value	Narrative
06/16/14	Logoluso, Jenna W.	\$475.00	3.90	\$1,852.50	L300	Discovery	L390	Written Discovery	1.00	\$475.00	teleconference with S. Obi re Montrose subpoena
06/18/14	Badini, Aldo A.	\$882.00	0.75	\$661.50	L300	Discovery	L330	Written Discovery	0.50	\$441.00	comments on outline of 30(b)(6) topics for upcoming deposition; communications with Ms. Logoluso regarding Montrose subpoena issues;
06/25/14	Badini, Aldo A.	\$882.00	0.50	\$441.00	L300	Discovery	L330	Written Discovery	0.50	\$441.00	Communications with Ms. Logoluso regarding Montrose deposition issues; communications relating to 30(b)(6) deposition issues including relating to video exhibits
06/25/14	Logoluso, Jenna W.	\$475.00	4.70	\$2,232.50	L300	Discovery	L390	Written Discovery	2.00	\$950.00	Teleconferences with Montrose's counsel re subpoena; continue drafting outline and reviewing documents;
06/26/14	Badini, Aldo A.	\$882.00	2.50	\$2,205.00	L300	Discovery	L330	Written Discovery	1.00	\$882.00	Attention to issues relating to preparation for Montrose deposition and negotiation regarding document production and communications with Ms. Logoluso regarding same; preparation for 30(b)(6) deposition and communications with Ms. Logoluso regarding same; comments on draft communication to Montrose counsel regarding document production issues
06/30/14	Badini, Aldo A.	\$882.00	1.50	\$1,323.00	L300	Discovery	L390	Written Discovery	0.50	\$441.00	communications regarding Montrose and 30(b)(6) deposition issues
06/30/14	Logoluso, Jenna W.	\$475.00	5.70	\$2,707.50	L300	Discovery	L390	Written Discovery	3.00	\$1,425.00	continue prepping for 30b6 and Montrose depositions; conduct research re Montrose
07/01/14	Badini, Aldo A.	\$882.00	0.25	\$220.50	L300	Discovery	L330	Written Discovery	0.25	\$220.50	Communications with Ms. Logoluso regarding issues for preparation for 30(b)(6) and Montrose depositions
07/01/14	Logoluso, Jenna W.	\$475.00	7.80	\$3,705.00	L300	Discovery	L330	Written Discovery	4.00	\$1,900.00	continue deposition preparations for Montrose and 30b6 depositions; ; email correspondence with Montrose's counsel re deposition dates; review objections to 30(b)(6) deposition topics
07/02/14	Badini, Aldo A.	\$882.00	1.50	\$1,323.00	L300	Discovery	L330	Written Discovery	0.50	\$441.00	communications with Ms. Logoluso regarding Montrose deposition issues;

07/02/14	Logoluso, Jenna W.	\$475.00	7.90	\$3,752.50	L300	Discovery	L350	Written Discovery	0.50	\$237.50	[REDACTED] [REDACTED] email correspondence with Montrose's counsel re deposition date; [REDACTED] [REDACTED]
07/07/14	Badini, Aldo A.	\$882.00	3.25	\$2,866.50	L300	Discovery	L330	Written Discovery	0.50	\$441.00	[REDACTED] [REDACTED] [REDACTED] communications with Ms. Logoluso regarding issues for preparation for Montrose deposition and ideas relating to same; accessing Montrose deposition documents produced in the cloud
07/08/14	Badini, Aldo A.	\$882.00	4.00	\$3,528.00	L300	Discovery	L330	Written Discovery	1.00	\$882.00	[REDACTED] [REDACTED] communications with Ms. Logoluso regarding Montrose deposition preparation
07/11/14	Logoluso, Jenna W.	\$475.00	7.50	\$3,562.50	L300	Discovery	L330	Written Discovery	4.00	\$1,900.00	[REDACTED] [REDACTED] continue preparing for Montrose deposition, including review of documents and email correspondence with opposing counsel
07/12/14	Logoluso, Jenna W.	\$475.00	2.60	\$1,235.00	L300	Discovery	L330	Written Discovery	1.30	\$617.50	[REDACTED]; continue Montrose deposition preparations
07/14/14	Badini, Aldo A.	\$882.00	1.00	\$882.00	L300	Discovery	L330	Written Discovery	1.00	\$882.00	Meetings with Ms. Logoluso regarding preparation for Montrose deposition and review selected documents regarding same
07/14/14	Logoluso, Jenna W.	\$475.00	11.00	\$5,225.00	L300	Discovery	L330	Written Discovery	3.00	\$1,425.00	Plan and prepare for Montrose deposition; call with A. Feinberg re same [REDACTED] [REDACTED]
07/15/14	Logoluso, Jenna W.	\$475.00	10.30	\$4,892.50	L300	Discovery	L330	Written Discovery	3.00	\$1,425.00	Continue preparation for Montrose deposition; continue drafting opposition to motion to dismiss; review court order re amending complaint
07/16/14	Badini, Aldo A.	\$882.00	1.00	\$882.00	L300	Discovery	L330	Written Discovery	1.00	\$882.00	Communications with Ms. Logoluso regarding Montrose deposition issues and areas of potential inquiry; call with Ms. Logoluso regarding results of deposition and necessary follow up regarding same
07/16/14	Logoluso, Jenna W.	\$475.00	9.00	\$4,275.00	L300	Discovery	L330	Written Discovery	3.00	\$1,425.00	Prepare for and take deposition of Montrose Software; draft email summarizing same; teleconference with A. Badini re same
07/17/14	Badini, Aldo A.	\$882.00	0.50	\$441.00	L300	Discovery	L330	Written Discovery	0.20	\$176.40	Communications regarding deficiencies in Montrose deposition and need for discovery regarding logs; [REDACTED] [REDACTED] [REDACTED] [REDACTED]

07/22/14	Obi, Shawn R.	\$382.00	3.10	\$1,184.20	L100	Case Assessment, Development, and Administration	L120	Fact Investigation/Development	1.50	\$573.00	review and analysis of requests for documents evidencing log of website visitors' algorithm and communications with Montrose Software; [REDACTED]
09/04/14	Costello, Christopher C.	\$550.00	0.40	\$220.00	L100	Case Assessment, Development, and Administration	L120	Fact Investigation/Development	0.40	\$220.00	E-mails with J. Logoluso re scheduling of Maake deposition and e-discovery issues
10/03/14	Costello, Christopher C.	\$550.00	0.30	\$165.00	L100	Case Assessment, Development, and Administration	L120	Fact Investigation/Development	0.30	\$165.00	E-mails re deposition of K. Maake
10/08/14	Badini, Aldo A.	\$882.00	0.20	\$176.40	L300	Discovery	L330	Written Discovery	0.20	\$176.40	Communications with Ms. Logoluso regarding Maake deposition issues
10/08/14	Costello, Christopher C.	\$550.00	0.80	\$440.00	L100	Case Assessment, Development, and Administration	L120	Fact Investigation/Development	0.80	\$440.00	E-mails re Maake deposition and production of documents; e-mail from J. Logoluso re same
10/11/14	Logoluso, Jenna W.	\$475.00	2.20	\$1,045.00	L300	Discovery	L330	Written Discovery	2.20	\$1,045.00	Plan and prepare for K. Maake deposition, including drafting outline, reviewing/analyzing documents, and previous deposition transcripts
10/11/14	Obi, Shawn R.	\$382.00	3.60	\$1,375.20	L300	Discovery	L330	Written Discovery	3.60	\$1,375.20	Review and analysis of document production re: Google Analytics for Maake deposition preparation; create Google Analytics deposition preparation outline
10/12/14	Badini, Aldo A.	\$882.00	0.20	\$176.40	L300	Discovery	L330	Written Discovery	0.20	\$176.40	Communications with Ms. Logoluso regarding Maake deposition strategic issues
10/12/14	Costello, Christopher C.	\$550.00	1.00	\$550.00	L100	Case Assessment, Development, and Administration	L120	Fact Investigation/Development	1.00	\$550.00	E-mails with J. Logoluso re deposition of K. Maake and questions re document retention, etc.
10/12/14	Logoluso, Jenna W.	\$475.00	8.70	\$4,132.50	L300	Discovery	L330	Written Discovery	4.00	\$1,900.00	Plan and prepare for K. Maake deposition, including drafting outline, reviewing/analyzing documents, and previous deposition transcripts; continue drafting portions of the undisputed statements of material fact
10/13/14	Logoluso, Jenna W.	\$475.00	8.70	\$4,132.50	L300	Discovery	L330	Written Discovery	2.00	\$950.00	Travel to Austin for Maake deposition and continue preparations; teleconference with C. Costello re same; [REDACTED]
10/14/14	Badini, Aldo A.	\$882.00	0.50	\$441.00	L300	Discovery	L330	Written Discovery	0.50	\$441.00	Communications with Ms. Logoluso during breaks in Maake deposition regarding various strategic issues; communications after deposition
10/14/14	Costello, Christopher C.	\$550.00	4.50	\$2,475.00	L100	Case Assessment, Development, and Administration	L120	Fact Investigation/Development	4.50	\$2,475.00	Calls with J. Logoluso; attend deposition of Karin Maake; calls with J. Logoluso re results of same
10/14/14	Logoluso, Jenna W.	\$475.00	14.30	\$6,792.50	L300	Discovery	L330	Written Discovery	4.00	\$1,900.00	Prepare for and take deposition of K. Maake; travel back from Austin
01/19/15	Costello, Christopher C.	\$550.00	2.00	\$1,100.00	L300	Discovery	L330	Written Discovery	2.00	\$1,100.00	Draft section on preservation issues for McShane deposition; send same to J. Logoluso; call with A. Badini re McShane depo and questions re spoliation; draft outline for spoliation motion
02/04/15	Costello, Christopher C.	\$550.00	0.20	\$110.00	L100	Case Assessment, Development, and Administration	L120	Fact Investigation/Development	0.20	\$110.00	E-mails with J. Logoluso re McShane depo prep
02/05/15	Costello, Christopher C.	\$550.00	2.50	\$1,375.00	L100	Case Assessment, Development, and Administration	L120	Fact Investigation/Development	2.50	\$1,375.00	Review Mitchell declaration; draft additional questions for McShane depo re same and Google Analytics; review Google Analytics docs and send exhibits re same to J. Logoluso

03/11/15	Badini, Aldo A.	\$908.00	7.00	\$6,356.00	L300	Discovery	L330	Written Discovery	2.00	\$1,816.00	Extensive preparation for deposition of Mr. McShane including meetings in office and working lunch with Mr. Lazar and Ms. Logoluso; continued review of select documents and outline; calls with counsel for Mr. McShane; meeting with Ms. Ciavarella regarding A690 issues
03/11/15	Logoluso, Jenna W.	\$501.00	9.50	\$4,759.50	L300	Discovery	L330	Written Discovery	2.00	\$1,002.00	Plan and prepare for McShane deposition (including conference with A. Badini and J. Lazar) and manage and oversee logistics of same; meet and confers (x2) with LB Foster's counsel re deposition topics and document production; review/analyze subpoenas /deposition notices served by PilePro
03/12/15	Badini, Aldo A.	\$908.00	9.00	\$8,172.00	L300	Discovery	L330	Written Discovery	2.00	\$1,816.00	Preparation for and taking first day of deposition of Mr. McShane; follow up meetings with Ms. Ciavarella, Ms. Logoluso, Mr. Lazar and Mr. McShane's counsel regarding same; preparation for day 2
03/12/15	Logoluso, Jenna W.	\$501.00	13.00	\$6,513.00	L300	Discovery	L330	Written Discovery	2.50	\$1,252.50	Assist with deposition of G. McShane; call court re motion to extend discovery; email correspondence re opposition to same; revise opposition to motion to extend discovery
<b>Total:</b>									<b>70.15</b>	<b>\$38,768.40</b>	

## **Allocated Disbursements**

Date	Type Code	Cost Code	Status	Qty	Value	Phase Code	Phase	Task Code	Task	Narrative
07/17/14	219	Lodging	B	-	\$818.84	DISB	Disbursements	DISB	Disbursements	VENDOR: Logoluso, Jenna W. INVOICE#: PR153420723201401 DATE: 7/23/2014 07/23/2014-07/23/2014; 7/6/2014 to 7/17/2014 - Travel to New York to prepare and take depositions of Montrose Software and 30(b)(6); Hotel accommodations (7/14 to 7/17)
07/28/14	130	Court Reporter	B	-	\$2,071.15	DISB	Disbursements	DISB	Disbursements	VENDOR: TSG Reporting, Inc. INVOICE#: 71614424649 DATE: 7/28/2014 Transcript Fee for Monstrose Software 30(b)(6) Deposition
08/18/14	080	Computerized Legal Research	B	-	\$644.40	DISB	Disbursements	DISB	Disbursements	Researching case law on spoliation standards and sanctions for same
10/24/14	130	Court Reporter	B	-	\$2,465.60	DISB	Disbursements	DISB	Disbursements	VENDOR: TSG Reporting, Inc. INVOICE#: 101414428197 DATE: 10/24/2014 Transcript Fee for Karin Maake Deposition
10/24/14	130	Court Reporter	B	-	\$1,137.50	DISB	Disbursements	DISB	Disbursements	VENDOR: TSG Reporting, Inc. INVOICE#: 101414428198 DATE: 10/24/2014 Videography for Karin Maake Deposition
11/13/14	080	Computerized Legal Research	B	-	\$58.79	DISB	Disbursements	DISB	Disbursements	Researching case law re spoliation and sanctions
11/18/14	080	Computerized Legal Research	B	-	\$116.06	DISB	Disbursements	DISB	Disbursements	Researching case law re spoliation and sanctions
12/02/14	080	Computerized Legal Research	B	-	\$43.11	DISB	Disbursements	DISB	Disbursements	Researching case law re spoliation and sanctions
12/08/14	080	Computerized Legal Research	B	-	\$21.56	DISB	Disbursements	DISB	Disbursements	Researching case law for spoliation motion
12/08/14	080	Computerized Legal Research	B	-	\$178.20	DISB	Disbursements	DISB	Disbursements	Researching case law for spoliation motion and checking citations for brief
01/21/15	080	Computerized Legal Research	B	-	\$86.23	DISB	Disbursements	DISB	Disbursements	Researching case law cited in opposition brief
01/22/15	080	Computerized Legal Research	B	-	\$86.01	DISB	Disbursements	DISB	Disbursements	Researching case law cited in opposition brief
01/23/15	080	Computerized Legal Research	B	-	\$25.70	DISB	Disbursements	DISB	Disbursements	Researching case law cited in opposition brief
03/22/15	080	Computerized Legal Research	B	-	\$64.67	DISB	Disbursements	DISB	Disbursements	Researching case law for spoliation motion
03/23/15	130	Court Reporter	B	-	\$1,140.00	DISB	Disbursements	DISB	Disbursements	VENDOR: TSG Reporting, Inc. INVOICE#: 31215434020 DATE: 3/23/2015 for videography of 3-12-15 McShane Deposition

03/23/15	130	Court Reporter	B	-	\$3,805.90	DISB	Disbursements	DISB	Disbursements	VENDOR: TSG Reporting, Inc. INVOICE#: 31215434019 DATE: 3/23/2015 Transcript Fee for 3-12-15 McShane Deposition
03/24/15	080	Computerized Legal Research	B	-	\$86.23	DISB	Disbursements	DISB	Disbursements	Researching case law on spoliation and sanctions
03/25/15	080	Computerized Legal Research	B	-	\$32.23	DISB	Disbursements	DISB	Disbursements	Checking citations in briefing
03/26/15	080	Computerized Legal Research	B	-	\$43.11	DISB	Disbursements	DISB	Disbursements	Researching and checking case citations
<b>Total</b>					<b>\$12,925.29</b>					